## REMARKS

In the last Office Action, the Examiner required restriction between claims 1-4 drawn to semiconductor device, and claims 5-7 drawn to a method of making a semiconductor device. According to the Examiner the two inventions are patentably distinct from one another and have acquired a separate status in the art, thereby making restriction for examination purposes proper.

In response to the restriction requirement, applicant has provisionally elected the invention drawn to a semiconductor device and has identified claims 1-4 as being readable on the elected invention.

In view of the foregoing, early and favorable action on the merits are respectfully requested.

Respectfully submitted,

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## MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: MS NON-FEE AMENDMENT, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Debra Buonincontri

Name

Signature

March 16, 2005

Date